

## Moniz-Carroll, Rhonda

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**From:** Anthony Delucia <adelucia@delucia-co.com>  
**Sent:** Thursday, April 09, 2015 11:52 AM  
**To:** JudTestimony  
**Subject:** Opposition of Bill 650

To Whom it may concern:

I strongly oppose SB 650 that would allow gun rights to be stripped without due process of law. This legislation would require a sworn police officer to serve all ex parte temporary restraining orders when the applicant indicates on the application that the respondent has access to a firearm or ammunition, or holds a valid state-issued firearm or ammunition permit or eligibility certificate. An ex parte temporary restraining order is one where only one side, the applicant, makes a claim and doesn't have to appear in front of a judge before the order is issued. Upon the delivery of the order, the police officer would then immediately confiscate all legally owned firearms, ammunition, carry permits and eligibility certificates BEFORE a person has had a hearing before a court to determine the merits of the complaint made against them.

If firearms are confiscated erroneously or a court ultimately dismisses an order, and since a person does not have an immediate ability to have a hearing or right to be heard before a court before their firearms, ammunition, permits, certificates are taken, the wait is often as long as two years or longer to get your firearms, ammunition certificates and permits returned to a law abiding citizen. There is also, unfortunately, no reprisal for filing a false claim. This bill takes unnecessary steps to blatantly circumvent a citizen's 2nd amendment rights.

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